

ELEVENTH DAY

(Tuesday, June 25, 1968)

The Senate met at 10:30 o'clock a.m., pursuant to adjournment, and was called to order by the President.

The roll was called and the following Senators were present:

Aikin	Hazlewood
Bates	Herring
Bernal	Hightower
Berry	Jordan
Blanchard	Kennard
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Reagan
Creighton	Schwartz
Grover	Strong
Hall	Wade
Hardeman	Watson
Harrington	Wilson
Harris	Word

Absent—Excused

Mauzy

A quorum was announced present.

Reverend W. H. Townsend, Chaplain, offered the invocation.

On motion of Senator Aikin and by unanimous consent, the reading of the Journal of the proceedings of yesterday was dispensed with and the Journal was approved.

Leave of Absence

Senator Mauzy was granted leave of absence for today on account of a death in the family on motion of Senator Aikin.

Message From the House

Hall of the House of Representatives
Austin, Texas,
June 25, 1968.

Hon. Preston Smith, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has adopted the following:

S. C. R. No. 14, Commending the Fort Worth Board of Education for receiving an award of highest distinction from the National Education Association.

H. C. R. No. 19, In memory of Mrs. Gertrude Hopkins Mann.

H. B. No. 25, A bill to be entitled "An Act to transfer Seven Million, Five Hundred Thousand Dollars (\$7,500,000) from the 'Operator's and Chauffeur's License Fund' to the General Revenue Fund and declaring an emergency."

Respectfully submitted,

DOROTHY HALLMAN,
Chief Clerk, House of Representatives

Report of Standing Committee

Senator Hall submitted the following report:

Austin, Texas,
June 25, 1968.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Counties, Cities and Towns, to which was referred H. B. No. 1, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do not pass, but that the Committee Substitute adopted in lieu thereof do pass and be printed.

HALL, Chairman.

C. S. H. B. No. 1 was read the first time.

Senate Resolution 133

Senator Hall offered the following resolution:

Whereas, We are honored today to have as visitors in the Senate, State Representative-elect and Mrs. Walter Parker; and

Whereas, We desire to welcome these distinguished visitors to the Capitol Building and Capital City; now, therefore, be it

Resolved, That their presence be recognized by the Senate of Texas and that they be extended the official welcome of the Senate.

The resolution was read and was adopted.

Senator Hall, by unanimous consent, presented Mr. and Mrs. Parker to the Members of the Senate.

Senate Bill 8 on First Reading

The following bill was introduced, read first time and referred to the Committee indicated:

By Senator Hightower:

S. B. No. 8, A bill to be entitled "An Act authorizing creation of the Dickens County Hospital District; providing that the district shall assume any outstanding debt of Dickens County incurred for hospital purposes and any outstanding debt incurred by any city or town within said county for such purpose; providing for an election within the area of the proposed hospital district and making certain findings in connection therewith; providing for the operation and financing of said district, including the procedures it is to follow; providing a severability clause; and declaring an emergency."

To the Committee on Counties, Cities and Towns.

Motion to Place House Bill 2 on Second Reading

Senator Hardeman asked unanimous consent to take up for consideration at this time H. B. No. 2 on its second reading and passage to third reading.

There was objection.

Senator Hardeman then moved that the regular order and Senate Rule 38 be suspended in order to take up H. B. No. 2 on its second reading and passage to third reading.

Senator Schwartz then moved that H. B. No. 2 be set for Special Order at 10:45 o'clock a.m. on Wednesday, June 26, 1968.

Senator Aikin raised the Point of Order that a motion to set for Special Order is not a proper substitute for a motion to suspend the regular order and Senate Rule 38.

The President sustained the Point of Order.

Question on Senator Hardeman's motion to suspend the regular order and Senate Rule 38, the motion was lost by the following vote:

Yeas—14

Aikin	Hightower
Berry	Patman
Blanchard	Ratliff
Creighton	Reagan
Hall	Wade
Hardeman	Watson
Herring	Word

Nays—16

Bates	Bernal
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Brooks	Hazlewood
Christie	Jordan
Cole	Kennard
Connally	Moore
Grover	Schwartz
Harrington	Strong
Harris	Wilson

Absent—Excused

Mauzy

Senate Bill 1 on Second Reading

The President laid before the Senate on its second reading and passage to engrossment:

S. B. No. 1, A bill to be entitled "An Act prohibiting the issuance of Private Club Registration Permits in certain areas; amending Article I, Texas Liquor Control Act by adding Section 15(f); repealing Subdivision (f), Subsection 7, Section 15(e), Article I, Texas Liquor Control Act (Article 666-15(e), Vernon's Texas Penal Code); and declaring an emergency."

The bill was read second time.

Senator Moore raised the Point of Order that the bill could not be considered at this time as it violates Senate Rule 38.

The President sustained the Point of Order.

Question—Shall S. B. No. 1 be passed to engrossment?

Notice of Executive Session

Senator Blanchard gave notice that he would on Friday, June 28, 1968, move for an Executive Session at 11:00 o'clock a.m.

House Concurrent Resolution 19 on Second Reading

The President laid before the Senate the following resolution:

H. C. R. No. 19, Memorial resolution for Mrs. Gertrude Hopkins Mann.

The resolution was read.

By unanimous consent the resolution was considered immediately, and was adopted by a rising vote of the Senate.

Senate Resolution 137

Senator Herring offered the following resolution:

Whereas, Today, June 25, 1968, marks the anniversary of the birthday of our very capable Parliamentarian, Mrs. Mary Joe Carroll; and

Whereas, It is the desire of the Senate of Texas to extend congratulations and best wishes to Mrs. Carroll; now, therefore, be it

Resolved, That the Members of the Senate do hereby extend to Mrs. Carroll their congratulations and very best wishes on this happy occasion.

The resolution was read and was adopted.

House Bill on First Reading

The following bill received from the House, was read the first time and referred to the Committee indicated:

H. B. No. 25, To Committee on Finance.

Report of Standing Committee

Senator Hall submitted the following report:

Austin, Texas,
June 25, 1968.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Counties, Cities and Towns, to which was referred S. B. No. 8, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HALL, Chairman
CHRISTIE
WORD

Senate Bill 8 Ordered Not Printed

On motion of Senator Hightower and by unanimous consent S. B. No. 8 was ordered not printed.

Senate Resolution 140

Senator Bates offered the following resolution:

Whereas, In March of 1968 the 30,000-member student body of The University of Texas at Austin elected Rostam Kavoussi of Iran as its president; and

Whereas, Rostram Kavoussi was born in Yazd, Iran, on September 1, 1943, the second of seven children of Mehrabani and Banoo Mehrabani Kavoussi; and

Whereas, Rostam completed the first 12 years of his education in his hometown of Yazd and was graduated as salutatorian of his high school class in 1961; he attended Baylor University in Waco and the University of California at Berkeley and received his Bachelor of Science degree in engineering from The University of Texas at Austin, ranking first in his entire mechanical engineering class; he is now a candidate for the Ph.D. and is concentrating his study in operations research or quantitative decision-making; and

Whereas, Rostam is a member of Tau Beta Pi, honorary engineering society; Pi Tau Sigma, honorary mechanical engineering fraternity; Phi Kappa Phi, honorary university-wide fraternity initiating both students and faculty members, with membership based mainly on academic achievement; and Friars, honorary organization with membership limited to 12 or fewer senior men; and

Whereas, Rostam worked as a language informer for the Peace Corps in the summer and fall of 1965, was elected president of The University of Texas chapter of the American Society of Mechanical Engineers in 1966, was elected president of the International Club in the spring of 1967, served as graduate school assemblyman in the Student Assembly in 1967-68, served as chairman of the University-wide undergraduate research fellowship committee in 1967-68, served as chairman of the International Student Exchange Board in 1967-68, was coordinator of the International Student Conference in 1968, and was elected president of the Iranian Students' Association in 1965; and

Whereas, During his college career, Rostam has not only demonstrated his scholarship and his concern for the welfare of The University of Texas and its students but has stated that some of his chief aims are to show that student power is not "destructive," but that it is capable of being wielded maturely, responsibly, and constructively, and to close the communication gap between the three seats of power at the university: administration, faculty, and students; now, therefore, be it

Resolved by the Senate of the State of Texas, That Rostam M. Kavoussi be extended congratulations for his outstanding achievements as a student at The University of Texas and on his

election as president of the student body; and be it further

Resolved, That copies of this Resolution be prepared for Rostam Kavoussi and his parents.

BATES
HERRING

The resolution was read and was adopted.

Memorial Resolutions

S. R. No. 135—By Senator Creighton: Memorial resolution for David James Gibson.

S. R. No. 136—By Senator Creighton: Memorial resolution for Web Rose, Sr.

Welcome and Congratulatory Resolutions

S. R. No. 131—By Senator Watson:

Extending welcome and privileges of the floor for the day to Mr. and Mrs. Dave Henry.

S. R. No. 132—By Senator Watson: Extending welcome to sponsors and students of G. L. Wylie Junior High School.

S. R. No. 134—By Senator Brooks: Extending congratulations to the Ravens of San Jacinto Junior College on their winning the National Junior College championship.

S. R. No. 138—By Senator Watson: Extending welcome to Andy Anderson.

Adjournment

On motion of Senator Aikin the Senate at 11:14 o'clock a.m. adjourned until 10:00 o'clock a.m. tomorrow.

In Memory of
Mrs. Zeno Smith

Senator Berry offered the following resolution:

(Senate Resolution 139)

Whereas, In the passing of Mrs. Zeno Smith on the 29th day of June, 1967, the citizens of Texas suffered the loss of a most gracious and outstanding lady; and

Whereas, Mrs. Smith was born on the 3rd day of April, 1913, in Karnes County, Texas, to Mr. and Mrs. E. H. Duke; and

Whereas, Mrs. Smith was christened Ida Leonna Duke; and

Whereas, Ida Leonna Duke, a lifelong resident of San Antonio, was married to Zeno Smith on the 6th day of December, 1937, in Gonzales, Texas; and

Whereas, This devoted wife of Zeno Smith, an outstanding Texas Ranger for 34 years, worked long and tireless hours for the development of this State; and

Whereas, Mrs. Zeno Smith for over thirty years worked without compensation, night and day, seven days a week, answering calls relating to law enforcement; and

Whereas, Such labors saved the State of Texas much expense in the field of law enforcement, and contributed greatly to the progress of our State; now, therefore, be it

Resolved, That the Senate of the 60th Legislature, First Called Session, by this resolution pay tribute to Mrs. Zeno Smith and express admiration and respect for her many contributions, not only as a devoted wife, but also in the field of law enforcement, and as a person of great personal integrity; and be it further

Resolved, That the Senate extend sincere sympathy to the members of her family; her mother, Mrs. E. H. Duke; and her husband, Zeno Smith; and be it further

Resolved, That a copy of this Resolution be prepared for the members of her family, and that when the Senate adjourns today, it do so in memory of Mrs. Zeno Smith, and that a page in the Senate Journal be set aside for the recording of this Resolution.

BERRY

Signed—Lieutenant Governor Preston Smith; Aikin, Bates, Bernal, Blanchard, Brooks, Christie, Cole, Connally, Creighton, Grover, Hall, Hardeman, Harrington, Harris, Hazlewood, Herring, Hightower, Jordan, Kennard, Mauzy, Moore, Patman, Ratliff, Reagan, Schwartz, Strong, Wade, Watson, Wilson, Word.

The resolution was read.

On motion of Senator Connally and by unanimous consent the names of the Lieutenant Governor and Senators were added to the resolution as signers thereof.

The resolution was then unanimously adopted by a rising vote of the Senate.